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7
8 Attorney for the Defendant
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11 IN THE UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

v.

15 MARCUS JAMES TATUM,

Defendants.

CASE NO. 1:20-CR-00255-NODJ-BAM

STIPULATION TO CONTINUE
SENTENCING HEARING FINDINGS
AND ORDER

DATE: May 13, 2024

TIME: 8:30 A.M.

JUDGE: TBD

16
17
18 STIPULATION

19 COMES NOW, Defendant, MARCUS JAMES TATUM, by and through his attorney of
20 record, Monica L. Bermudez and The United States of America, by and through its counsel of record
21 hereby stipulate as follows:

- 22 1. By previous order, this matter is set for sentencing on March 27, 2024, at 8:30 a.m.,
23 Courtroom 5.
24
25 2. By this stipulation, defendant now moves to vacate the sentencing hearing until **May 13,**
26 **2024, at 8:30 a.m.**
27
28 3. The parties agree and stipulate, and request that the court find the following:
29

- 1 a. This matter was originally set for sentencing on April 1, 2024, at 11:00 a.m. before
2 District Judge Charles Breyer.
- 3 b. On March 12, 2024, the District Court issued a minute order (Doc. 51) advancing the
4 court date to March 27, 2024, at 8:30 a.m. due to the unavailability of the court.
- 5 c. Counsel for Mr. Tatum will be out of the country and unavailable to appear on the set
6 date.
- 7 d. Moreover, counsel is in the process of gathering information for the preparation and
8 filing of a sentencing memorandum.

9
10 4. As this is a sentencing hearing. No exclusion of time is necessary.

11 **IT IS SO STIPULATED.**

12
13 DATED: March 14, 2024

14 */s/ Monica L. Bermudez*
15 MONICA L. BERMUDEZ
16 Counsel for Defendant
17 MARCUS JAMES TATUM

18 DATED: March 14, 2024

19 */s/ Brittany Gunter*
20 BRITTANY GUNTER
21 Assistant United States Attorney

ORDER

IT IS SO ORDERED that the sentencing hearing is continued from March 27, 2024, to May 13, 2024, at 8:30 a.m. in Courtroom 5 before the District Court Judge. .

IT IS SO ORDERED.

Dated: March 14, 2024

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE